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DIGEST

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LaFleur

SB No. 482

Present law authorizes the governing authority of St. Landry Parish to establish the St. Landry Parish Road District as a political subdivision of the state. Provides that the district is comprised of St. Landry Parish in its entirety and is governed by a seven-member board of commissioners appointed by the governing authority.

Proposed law retains present law and provides that the district shall become effective upon approval by a majority of the registered voters of St. Landry Parish.

Proposed law provides that when the St. Landry Parish Road District becomes effective, parish road districts created pursuant to present law shall be absorbed into the St. Landry Parish Road District and shall be subject to the provisions of proposed law.

Proposed law additionally provides that the St. Landry Parish Road District shall be the successor to any district that is absorbed into the St. Landry Parish Road District. Provides that all unfinished business, records, documents, liens, monies, and property of the absorbed road districts shall be transferred to and become the responsibility and property of the St. Landry Parish Road District. Provides that any legal proceeding to which the absorbed district is a party and which is filed, initiated, or pending before any court on the effective date of abolition shall retain their effectiveness and shall be continued in the name of the district. Further provides that all obligations of the absorbed districts shall become the obligations of the St. Landry Parish Road District. Requires that any revenues assumed by the St. Landry Parish Road District be used in or for the benefit of the area comprising the former district.

Present law authorizes the board of commissioners of the St. Landry Parish Road District to levy ad valorem and sales taxes, subject to voter approval.

Proposed law retains present law and provides that until the St. Landry Parish Road District proposes and voters approve a parish wide tax, the St. Landry Parish Road District shall continue to levy the ad valorem and sales taxes authorized by the electorate of each former district. Requires that the revenues generated in each former district be utilized for the benefit of that former district.

Proposed law requires the parish governing authority to create drainage districts having boundaries coterminous with the boundaries of the road districts being absorbed when the St. Landry Parish Road District becomes effective. Provides that such drainage districts shall have all the powers provided by law to construct, acquire, operate and maintain drainage facilities in their respective districts.

Present law authorizes the board of commissioners of the St. Landry Parish Road District to merge or consolidate with the parishwide road district or to exclude from the territory of the parishwide road district provided for in present law or all of the road districts created on August 15, 1995.

Proposed law repeals present law.

Proposed law becomes effective on the first date to occur among the following:

- (1) The signature of the governor or, if not signed by the governor, upon expiration of time for bills to become law without the governor's signature.
- (2) If vetoed by the governor and subsequently approved by the legislature, the date following such legislative action.

(3) July 1, 2010.

(Amends R.S. 48:601(A); Adds R.S. 48:601(E) and (F); Repeals R.S. 48:601(D)(2)(c))

Summary of amendments Adopted by Senate

Senate Floor Amendments to engrossed bill.

1. Changes effective date from July 1, 2010, to the earliest date of governor's signature, or override of a veto by legislature, or July 1, 2010.

Summary of Amendments Adopted by House

Committee Amendments Proposed by House Committee on Municipal, Parochial and Cultural Affairs to the reengrossed bill.

1. Adds provisions that require the parish governing authority to create drainage districts having boundaries coterminous with the boundaries of the absorbed road districts and provisions relative to the powers of such drainage districts.